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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ARMEN BABAMIAN,

Plaintiff,

— against —

THE GOLDMAN SACHS GROUP, INC. LONG TERM  
DISABILITY PLAN, THE GOLDMAN SACHS  
GROUP, INC. MEDICAL PLAN, THE GOLDMAN  
SACHS GROUP, INC. DENTAL PLAN, THE  
GOLDMAN SACHS GROUP, INC. BASIC LIFE  
INSURANCE PLAN, AND LIFE INSURANCE  
COMPANY OF NORTH AMERICA,

Defendants.

Civil Action No.:  
CV 06-3041  
Judge Chin

STIPULATION OF DISCONTINUANCE  
WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record in the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued with prejudice, on the merits and without costs to either party as against the other.

IT IS FURTHER STIPULATED AND AGREED that the fax signatures appearing below will be deemed to be originals and that the within Stipulation of Discontinuance with Prejudice may be filed without further notice with the Clerk of the Court.

Dated: July 18, 2007  
Hauppauge, New York

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SO ORDERED:

U.S.D.J.

7/18/07